

1 \*E-Filed 9/4/12\*

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3 UNITED STATES DISTRICT COURT  
4 NORTHERN DISTRICT OF CALIFORNIA  
5 SAN FRANCISCO DIVISION6  
7 MARCUS WYNDON,

No. C 12-3917 RS (PR)

8 Plaintiff,

**ORDER OF DISMISSAL**

9 v.

10 JOHN DOE,

11 Defendant.  
12 \_\_\_\_\_ /13 This is a federal civil rights action filed by a *pro se* state prisoner pursuant to 42  
14 U.S.C. § 1983. By order of the Court, plaintiff was granted 30 days (1) to file a complete  
15 application to proceed *in forma pauperis* ("IFP"), or (2) to pay the filing fee of \$350.00, or  
16 face dismissal of the action. More than 30 days have passed since the order was filed, and  
17 plaintiff has not filed a complete IFP application or paid the filing fee. Accordingly, the  
18 action is DISMISSED without prejudice to plaintiff filing a complete IFP application or  
19 paying the filing fee. A complete IFP application includes all three of the following:  
20 (1) a filled out and signed IFP application form; (2) a certificate of funds signed by an  
21 authorized prison officer; and (3) a prison trust account statement showing transactions for  
22 the last six months. **Any motion to reopen the action must contain all three documents,**  
**or full payment of the \$350 filing fee.** The Clerk shall enter judgment in favor of  
23 defendant, and close the file.24  
25 **IT IS SO ORDERED.**

26 DATED: September 4, 2012

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RICHARD SEEBORG  
United States District Judge